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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR-05-00482- JSW
Plaintiff,)	
v.)	STIPULATION TO CONTINUE STATUS
)	DATE AND TO EXCLUDE TIME UNDER
DARRELL EDWARD SANCHO and)	THE SPEEDY TRIAL ACT; PROPOSED
JINKY AN MANIULIT,)	ORDER
)	
)	Date: December 22, 2005
Defendants.)	Time: 2:30 p.m.
)	
)	

The parties to the above matter hereby stipulate, subject to the approval of the Court, as follows:

1. This matter is currently calendared before the Honorable Jeffrey S. White for status on December 22, 2005 at 2:30 p.m.

2. For the following reasons, the parties request that the matter be continued until January 12, 2006 at 2:30 p.m.

STIP. TO CONT. STATUS DATE & TO EXCLUDE
TIME UNDER STA; ~~PROPOSED~~ ORDER
No. CR-05-00482- JSW

1 a. Mr. Salzman's health remains compromised. He still has cancerous tumors
2 and has been advised by his doctor not to travel until January.

3 b. Counsel for the government will be unavailable from December 27, 2005 until
4 January 9, 2006.

5 3. The parties stipulate that the time from December 22, 2005 through January 12, 2006
6 should be excluded under the Speedy Trial Act based upon the need for continuity of counsel,
7 based upon both Mr. Salzman's health condition and the government's unavailability. See 18
8 U.S.C. § 3161(h)(8)(A) and (B)(iv).

9 IT IS SO STIPULATED.

10
11 Date: December 15, 2005

12 /s/ Ira Salzman
13 IRA SALZMAN, ESQ.
14 Counsel for Defendant SANCHO

15 Date: December 15, 2005

16 /s/ Monica Fernandez
17 MONICA FERNANDEZ
18 Assistant United States Attorney
19 Counsel for the United States
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ORDER

The parties' stipulated request to continue this matter until January 12, 2006 at 2:30 p.m. is GRANTED.

Furthermore, the Court HEREBY ORDERS that the time from December 22, 2005 through January 12, 2006 is excluded under the Speedy Trial Act, 18 U.S.C. § 3161. The Court finds that the failure to grant the requested exclusion would deny the defendant and the government continuity of counsel. See 18 U.S.C. § 3161(h)(8)(B)(iv). The Court finds that the ends of justice served by granting the requested exclusion outweigh the best interest of the public and the defendant in a speedy trial and in the prompt disposition of criminal cases. See 18 U.S.C. § 3161(h)(8)(A). The Court therefore concludes that this exclusion of time should be made under 18 U.S.C. § 3161(h)(8)(A).

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: December 16, 2005


HONORABLE JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

The Court is cognizant of and sympathetic to Defense Counsel's health. However, it also wants to ensure that this case progresses in a timely fashion. Therefore, the Court will call this matter on January 12, 2006, and requests that if Mr. Salzman cannot appear in person that he appear by telephone or have stand in counsel present.